

CITY OF SUNNYVALE, CALIFORNIA

RESOLUTION NO. _____

**A RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF
DOCUMENTS IN CONNECTION WITH THE REMOVAL OF PROPERTY UNDER THE
1998 FACILITY LEASE WITH THE REDEVELOPMENT AGENCY OF THE CITY OF
SUNNYVALE**

RESOLVED, by the City Council (the "Council") of the City of Sunnyvale (the "City"), State of California as follows:

WHEREAS, the City has previously entered into a Facility Lease dated as of March 1, 1998 (the "Facility Lease") with the Redevelopment Agency of the City of Sunnyvale (the "Agency") for the purpose of providing for the lease financing of certain property used as a public parking facility by the City (the "Property"); and

WHEREAS, pursuant to Section 2.06 of the Facility Lease, the City has the right to remove properties leased under the Facility Lease at any time upon meeting the requirements of such Section 2.06, and the City Council wishes at this time to remove from the Facility Lease Parcels 3 and 5, as shown on that certain Parcel Map, filed May 25, 2000 of Maps, Book 728, at pages 6, 7, 8 and 9 (the "Removed Property");

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Sunnyvale as follows:

Section 1. The City Council hereby authorizes and approves the removal of the Removed Property from the Facility Lease. Such substitution shall be made in accordance with the provisions of Section 2.06 of the Facility Lease.

Section 2. The Mayor, the City Manager, the Director of Finance, the City Clerk and all other officers and representatives of the City are hereby authorized and directed, for and in the name and on behalf of the City, to do any and all things and take any and all actions, including execution and delivery of any and all assignments, certificates, requisitions, agreements, notices, consents, instruments of conveyance, warrants and other documents, which they, or any of them, may deem necessary or advisable in order to consummate the removal of properties pursuant to this Resolution.

Section 3. This Resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED by the City Council of the City of Sunnyvale, this 19th day of July, 2005, on the following vote:

AYES:

NOES:

ABSENT:

City Manager

ATTEST:

City Clerk